

LOS ANGELES COUNTY DEPARTMENT OF PUBLIC HEALTH
ENVIRONMENTAL HEALTH DIVISION
DRINKING WATER PROGRAM

TO: DANIEL O'CONNOR
PO BOX 2721
CANYON COUNTRY CA 91386-7721

RE: SLEEPY VALLEY WATER COMPANY INC. (1900903)
12999 SIERRA HWY
SANTA CLARITA CA 91390

COMPLIANCE ORDER NO: 04_49_17R_004_1900903

FOR VIOLATION OF HEALTH AND SAFETY CODE SECTION 116555(a) (3)

DATED: 03/14/2017

Section 116655 of the California Health and Safety Code (hereinafter "CHSC") authorizes the issuance of a compliance order to a public water system for violations or threatened violations of the California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, (commencing with Section 116270)) (hereinafter "California SDWA"), or any permit, regulation, or standard issued or adopted thereunder.

The Los Angeles County Department of Public Health Environmental Health Division (hereinafter "Department"), hereby issues a Compliance Order (hereinafter "Order") to Sleepy Valley Water Company Inc. (hereinafter "the System"), for failure to comply with CHSC Section 116555 (a) (3).

A copy of the applicable statutes and regulations is included in Appendix 1, which is attached hereto and incorporated herein by this reference.

STATEMENT OF FACTS

The System is a community public water system serving a population of approximately 130 through 62 service connections. The System does not have adequate, approved sources of supply to meet customer demand. Since both wells went dry, the System cannot meet maximum day demand requirements pursuant to Section 64554(b), Title 22, California Code of Regulations.

The System is currently using hauled water to supply potable water to their customers. Based on the information provided by the System, the Department has determined that without approved source, the System is not able to provide an adequate and reliable supply of water to its customers.

DETERMINATIONS

The Department has determined that the System does not provide a reliable and adequate supply of pure, wholesome, healthful, and potable water, in that the System does not have access to sufficient water to meet its maximum day demand. The System therefore has violated, and continues to violate, CHSC Section 116555 (a) (3).

DIRECTIVES

The System is hereby directed to take the following actions:

1. On or before April 1, 2020 comply with comply with CHSC Section 116555 (a)(3)
2. By August 2, 2018, the System shall provide to the Department, for its review and approval, a Source Capacity Planning Study pursuant to Title 22, CCR, Section 64558. The Study shall be prepared by a Civil Engineer, registered in the State of California, or another qualified person approved by the Department. The Study shall include a plan for meeting the projected system demand identified in the approved Source Capacity Planning Study, including a schedule for implementation of said plan. The System shall comply with the schedule in the approved plan.
3. Effective immediately upon its receipt of this Order, the System shall not make any additional service connections to its water system, including any such service connections for which a "will serve" letter was issued at any time by the System, but for which a building permit was not issued prior to the date of this Order. As used in this Order, "will serve" letter means any form of notice, representation or agreement that the System will supply water to a property, parcel or structure.
4. By the last day of March, June, September, and December of each calendar year following the EH's approval of the plan for meeting the projected system demand, the System shall provide progress reports to the Department regarding compliance with said plan. The System shall continue submitting these reports until the plan for meeting the projected system demand is fully implemented, or until the Department issues written approval to cease submitting them.

The Department reserves the right to make such modifications to this Order as it may deem necessary to protect public health and safety. Such modifications may be issued as amendments to this Order and shall be deemed effective upon issuance.

Nothing in this Order relieves the System of its obligation to meet the requirements of the California SDWA, or any regulation, permit, standard or order issued or adopted thereunder.

Sleepy Valley Water Company Inc (1900903)
Compliance Order NO: 04_49_17R_004_1900903

All submittals required by this Order shall be submitted to the Department at the following address:

Lusi Mkhitarian, REHS, MPH
LA County Department of Public Health
Drinking Water Program
5050 Commerce Drive
Baldwin Park, CA. 91706

As used in this Order, the date of issuance shall be the date of this Order; and the date of service shall be the date of service of this Order, personal or by certified mail, on the Water System.

PARTIES BOUND

This Order shall apply to and be binding upon the System, its owners, shareholders, officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The Directives of this Order are severable, and the System shall comply with each and every provision thereof, notwithstanding the effectiveness of any provision.

FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the Department to: issue a citation with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the Department to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the Board; and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with an order of the Department. The Department does not waive any further enforcement action by issuance of this compliance order.

Lusi Mkhitarian

Lusi Mkhitarian, REHS, MPH
Chief Environmental Health Specialist
Department of Public Health/Environmental Health Division

03/14/2017

Date

Appendix: Applicable Authorities

Certified Mail No. 7011 2000 0000 7252 7152

**APPENDIX 1. APPLICABLE STATUTES AND REGULATIONS FOR COMPLIANCE
ORDER NO. 04_49_17R_004_1900903**

NOTE: The following language is provided for the convenience of the recipient, and cannot be relied upon as the State of California's representation of the law. The published codes are the only official representation of the law. Regulations related to drinking water are in Titles 22 and 17 of the California Code of Regulations. Statutes related to drinking water are in the Health & Safety Code, the Water Code, and other codes.

Section 116275(s) of the Health and Safety Code states in relevant part:

(s) "Service connection" means the point of connection between the customer's piping or constructed conveyance, and the water system's meter, service pipe, or constructed conveyance.

Section 116555 of the Health and Safety Code states in relevant part:

(a) Any person who owns a public water system shall ensure that the system does all of the following:

- (1) Complies with primary and secondary drinking water standards.
- (2) Will not be subject to backflow under normal operating conditions.
- (3) Provides a reliable and adequate supply of pure, wholesome, healthful, and potable water.

Section 116655 of the Health and Safety Code states in relevant part:

(a) Whenever the Department determines that any person has violated or is violating this chapter, or any permit, regulation, or standard issued or adopted pursuant to this chapter, the Department may issue an order doing any of the following:

- (1) Directing compliance forthwith.
- (2) Directing compliance in accordance with a time schedule set by the Department.
- (3) Directing that appropriate preventive action be taken in the case of a threatened violation.

(b) An order issued pursuant to this section may include, but shall not be limited to, any or all of the following requirements:

- (1) That the existing plant, works, or system be repaired, altered, or added to.
- (2) That purification or treatment works be installed.
- (3) That the source of the water supply be changed.
- (4) That no additional service connection be made to the system.
- (5) That the water supply, the plant, or the system be monitored.
- (6) That a report on the condition and operation of the plant, works, system, or water supply be submitted to the Department.

Title 22, CCR, Section 64558 states in relevant part:

(a) If directed by the Department to do so based on its determination that there is an existing or potential problem with the system's source capacity or a proposed expansion pursuant to section 64556(a)(5), a water system shall submit a Source Capacity Planning Study (Study) containing the following information:

- (1) The anticipated growth of the water system over a projected period of at least ten years in terms of the population and number and type of residential, commercial, and industrial service connections to be served by the water system.
- (2) Estimates of the amount of water needed to meet the total annual demand and the MOD over the projected ten-year growth period (projected system demand). Methods, assumptions, and calculations used to estimate the projected system demand shall be included.
- (3) A map and description of the entire existing and proposed service area, showing:
 - (A) The location of each water source, including wells that are abandoned, out-of-service, destroyed, standby, or inactive;
 1. Any valid water rights owned by the system for surface water sources, including information on any limitations or restrictions of those rights;
 2. For a groundwater aquifer, the groundwater levels and drawdown patterns;
 3. Permits or approvals for groundwater extraction if pumping from an adjudicated groundwater basin;
 4. Existing and planned source pumping capability and distribution storage capacity for the system as a whole and for each pressure zone

